

# Fond du Lac Reservation Business Committee

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Robert B. Peacock

Secretary/Treasurer  
Peter J. Defoe

Dist. I Councilman  
Clifton Rabideaux

Dist. II Councilman  
V. R. "Butch" Martineau

Dist. III Councilman  
George Dupuis

Executive Director  
I. Jean Mulder

Mr. David Ullrich  
Acting Regional Administrator  
United States Environmental Protection Agency, Region 5  
77 W. Jackson Blvd.  
Chicago, IL 60604

December 22, 1998

Re: Certification of Proper Adoption of Tribal Water Quality Standards

Dear Mr. Ullrich:

The Fond du Lac Reservation Business Committee has promulgated tribal water quality standards for the surface waters of the Reservation, adopting them into ordinance on December 10, 1998. The Reservation Business Committee has directed me to certify to you that these standards were duly adopted according to Fond du Lac tribal governing procedures.

The Fond du Lac Band derives its authority to regulate and set water quality standards applicable to the entire Reservation from its inherent powers as a sovereign nation, including its power to protect the health and safety of all persons within the exterior boundaries of the reservation. The United States Supreme Court has also recognized the rights of Indian tribes to the use of waters which arise on, border, traverse, underlie or are encompassed within an Indian reservation, whether created by treaty, agreement, executive order, congressional act or secretarial order. The Fond du Lac Band is governed by the Minnesota Chippewa Tribe Constitution and By-laws, adopted in 1963 and approved by the U.S. Department of Interior in 1964, which delegates governing authority for each of six constituent reservations to Reservation Business Committees or Tribal Councils.

The Fond du Lac Environmental Program published hearing notices, provided draft standards for public review, published an informational brochure, and held public meetings on July 23, 1998. The RBC adopted the standards after consideration of input received from this public participation process.

RECEIVED

DEC 28 1998

U.S. EPA REGION 5  
OFFICE OF REGIONAL ADMINISTRATOR

file copy

1. Pfeifer

2. Mayo

3. Felt

response due 60  
days from  
1/7/99.

I certify that these Tribal Water Quality Standards were adopted in accordance with tribal law.

Sincerely,

*Peter Defoe*  
Peter Defoe

Fond du Lac Secretary/Treasurer

Enclosures

c: David Pfeifer, USEPA Region 5 Water Division